IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. CRIMINAL REVISION PETITION NO. 447/1996

SMT. MUNNI DEVI Vs. STATE OF RAJASTHAN & ANR.

DATE: 25.01.2007.

HON'BLE MR. K.S. RATHORE, J.

Mr. Tripurari Sharma for the petitioner-complainant.
Mr. Ashwani Kumar Sharma, PP for the State.

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The present revision petition is preferred against the order dated 13.09.95 passed by the Civil Judge (Jr. Division) & Judicial Magistrate, Ist Class, Deeg in Criminal Case No. 131/90, whereby the accused-respondent has been discharged from the offence under Section 494 IPC.

The case of the petitioner is that the complainant-petitioner is legally wedded wife of respondent No.2 Devendra Kumar, who during her life time, managed second marriage on 04.02.88 with one Smt. Omwati, therefore, a complaint was filed by her father Nand Kishore on 08.07.88 in the Court of Additional Civil Judge (Jr. Division) & Judicial Magistrate, Deeg alleging therein that her daughter Munni Devi was married with Devendra Kumar. After marriage his

daughter lived with the accused-respondent as his legally wedded wife but the accused-respondent gave her beating and ousted her from his house on 10.01.86 and since then she is living with their parents.

I have considered the rival submissions of the respective parties and carefully perused the impugned order dated 13.09.95 passed by the trial Court and also considered the facts and circumstances of the case.

On account of contradictions and as material evidence are not produced by the complainant, discharge order has been passed by the trial Court and the accused-respondent has been discharged from the offence under Section 494 IPC vide order dated 13.09.95.

At this belated stage of 18 years, I do not want to interfere in the impugned order as I find no illegality or error apparent on the face of the record in the impugned order.

Consequently, the revision petition fails and the same is hereby dismissed.

Record be sent back forthwith.

(K.S. RATHORE),J.

/KKC/